

CS/HB 417

2009

1 A bill to be entitled
 2 An act relating to novelty lighters; prohibiting the sale
 3 or distribution of novelty lighters; providing a
 4 definition; providing an exception; providing penalties;
 5 providing an effective date.

6
 7 Be It Enacted by the Legislature of the State of Florida:

8
 9 Section 1. (1) Novelty lighters may not be sold at
 10 retail, given away, or otherwise distributed to anyone in this
 11 state.

12 (2) As used in this act, the term "novelty lighter" means
 13 a mechanical device that uses a flammable gas or liquid or an
 14 electrical current to commonly ignite cigarettes, cigars, or
 15 pipes and that resembles a cartoon character, animal, gun,
 16 watch, musical instrument, vehicle, or toy, or that plays sounds
 17 or musical notes or displays flashing lights or other visual
 18 effects.

19 (3) This act does not apply to lighters manufactured
 20 before January 1, 1980.

21 (4) A first violation of this section is a misdemeanor of
 22 the second degree, punishable as provided in s. 775.082 or s.
 23 775.083, Florida Statutes. A second or subsequent violation is a
 24 misdemeanor of the first degree, punishable as provided in s.
 25 775.082 or s. 775.083, Florida Statutes.

26 Section 2. This act shall take effect July 1, 2009.